

Message Text

UNCLASSIFIED

PAGE 01 TOKYO 03235 280752Z
ACTION OES-07

INFO OCT-01 EA-12 ISO-00 ACDA-12 CIAE-00 INR-10 IO-14
L-03 NSAE-00 NSC-05 EB-08 NRC-07 SOE-02 DODE-00
SS-15 SP-02 CEQ-01 /099 W
-----059777 280755Z /11

R 280750Z FEB 78
FM AMEMBASSY TOKYO
TO SECSTATE WASHDC 5649
INFO DOE WASHDC
DOE GERMANTOWN MD

UNCLAS TOKYO 3235

E.O. 11652: N/A
TAGS: PARM, TECH, JA
SUBJECT: SECRECY AGREEMENT SIGNED BY U.S. DELEGATION AT TOKAI
SAFEGUARDS INSTRUMENTATION MEETING

1. BELOW IS TEXT OF SECRECY AGREEMENT SIGNED FEB. 27 BY
ALL MEMBERS OF U.S. DELEGATION ATTENDING TOKAI SAFEGUARDS
INSTRUMENTATION MEETING. TEXT WAS REVIEWED BY HEAD OF
U.S. DEL PRIOR TO SIGNATURE; AGREEMENT DIFFERS ONLY
SLIGHTLY FROM THAT SIGNED BY TECHNICAL GROUP WHICH
PERFORMED ANALYSIS IF ALTERNATIVE OPERATION OF TOKAI PLANT
IN 1977, PRINCIPALLY IN THAT FRENCH CEA CAN AUTHORIZE
DISCLOSURE OF PROPRIETARY INFO AS WELL AS ST. COBAIN.

2. BEGIN TEXT:

TO: POWER REACTOR AND NUCLEAR FUEL DEVELOPMENT CORPORATION
SECRECY AGREEMENT

1. IN PERFORMING THE RESPONSIBILITIES OF THE JOINT TECHNICAL
TEAM WHICH WILL VISIT TOKAIMURA ON FEBRUARY 28, 1978, IT
MAY BE NECESSARY FOR ME TO HAVE ACCESS TO CERTAIN
TECHNICAL INFORMATION (AS DEFINED IN PARAGRAPH 2,
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BELOW). THEREFORE, SUBJECT TO THE PROVISIONS OF
PARAGRAPHS 3 AND 4, I, (NAME) AGREE:

A. TO RETAIN ALL SUCH TECHNICAL INFORMATION IN
CONFIDENCE, AND

B. NOT TO DISCLOSE SUCH TECHNICAL INFORMATION TO

OTHERS EXCEPT AS MAY BE NECESSARY TO PERFORM THE RESPONSIBILITIES OF THE TEAM, AND

C. NOT TO USE SUCH TECHNICAL INFORMATION FOR ANY PURPOSE OTHER THAN THE PERFORMANCE OF THE RESPONSIBILITIES OF THE TEAM FOR A PERIOD OF TEN YEARS FROM THE DATE HEREOF, WITHOUT THE PRIOR WRITTEN CONSENT OF POWER REACTOR AND NUCLEAR FUEL DEVELOPMENT CORPORATION (PNC), AND EITHER SOCIETE GENERALE POUR LES TECHNIQUES NOUVELLES (SGN) OR THE FRENCH ATOMIC ENERGY COMMISSION (CEA).

2. THE TERM "TECHNICAL INFORMATION", AS USED IN THIS AGREEMENT, MEANS ANY INFORMATION ACQUIRED BY ME DURING MY VISIT DIRECTLY OR INDIRECTLY FROM PNC REGARDING THE REPROCESSING AND PROCESS TECHNOLOGY AS USED IN THE TOKAIMURA REPROCESSING PLANT AND WHICH HAS BEEN DESIGNATED, IN WRITING, BY PNC, SGN, OR CEA AS CONFIDENTIAL.

3. THIS AGREEMENT DOES NOT PROHIBIT DISCLOSURE OF TECHNICAL INFORMATION WHICH:

A. AT THE TIME OF DISCLOSURE, IS IN THE PUBLIC DOMAIN OR WHICH SUBSEQUENTLY BECOMES A PART OF THE PUBLIC DOMAIN BY LAWFUL PUBLICATION, OR

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B. WAS IN THE POSSESSION OF THE UNITED STATES GOVERNMENT OR ITS CONTRACTORS PRIOR TO ITS RECEIPT BY ME FROM PNC, OR

C. WAS RECEIVED BY ME OR THE UNITED STATES GOVERNMENT FROM A THIRD PARTY HAVING NO OBLIGATION OF SECRECY WITH RESPECT THERETO.

4. THIS AGREEMENT ALSO DOES NOT PROHIBIT THE DISCLOSURE OF TECHNICAL INFORMATION TO AN EMPLOYEE OF THE UNITED STATES GOVERNMENT WHO REQUIRES IT IN CONNECTION WITH THE RESPONSIBILITIES OF THE TEAM, AND WHO, IN THE EVENT THE TECHNICAL INFORMATION IS CLASSIFIED ACCORDING TO THE PROCEDURES OF THE UNITED STATES GOVERNMENT, HAS THE NECESSARY SECURITY CLEARANCES AND EXECUTED THE APPROPRIATE SECURITY AGREEMENTS, OR, IN THE EVENT OF PROPRIETARY INFORMATION THAT IS NOT SO CLASSIFIED, AGREES TO PROTECT THE CONFIDENTIALITY OF SUCH INFORMATION. THIS AGREEMENT DOES NOT PROHIBIT THE DISCLOSURE OF TECHNICAL INFORMATION TO AN EMPLOYEE OF A CONTRACTOR OF THE UNITED STATES GOVERNMENT WHO REQUIRES IT IN CONNECTION WITH THE RESPONSIBILITIES OF THE TEAM AND WHO SIGNS AN

APPROPRIATE NON-DISCLOSURE AGREEMENT RELEVANT TO SUCH
INFORMATION.

BY : (NAME)

TITLE:

END TEXT.

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NNN

Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, MEETING DELEGATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 28 feb 1978
Decaption Date: 20 Mar 2014
Decaption Note: 25 YEAR REVIEW
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978TOKYO003235
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780091-0340
Format: TEL
From: TOKYO
Handling Restrictions:
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t1978021/aaaaaanf.tel
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Litigation Codes:
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Status: NATIVE
Subject: SECRECY AGREEMENT SIGNED BY U.S. DELEGATION AT TOKAI SAFEGUARDS INSTRUMENTATION MEETING
TAGS: PARM, TECH, JA
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/fab0cdcc-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
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